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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Reissue Application of

Inventors: James A. SATCHELL, Jr. et al

Original U.S. Patent No. 5,822,216, issued October 13, 1998

Reissue Application Serial No.: 09/686,626

Group Art Unit: 2121

Reissue Application Filing Date: October 12, 2000

Examiner: S. Garland

For: VENDING MACHINE AND COMPUTER ASSEMBLY

SUPPLEMENTAL DECLARATION OF JAMES A. SATCHELL, JR.

I, James A. Satchell, Jr., am over the age of twenty-one years and, if called to testify, would be fully competent to testify on the following matters based upon personal knowledge:

1. That I am one of the co-inventors of the above identified application for reissue of U.S. Patent No. 5,822,216, issued October 13, 1998 and the same person who has previously executed declarations, now filed and of record in this application.
2. That I am aware of the statements of Examiner Steven R. Garland in the Office Action of December 2, 2005, in relation to my previous declarations of record filed August 20, 2004 and resubmitted October 22, 2004.
3. That I affirm and ratify the statements made therein as if incorporated by reference and made in this declaration (including the exhibits thereto).
4. Paragraph 10 of the Office Action alleges that paragraph 8 of the James A. Satchell, Jr. declaration is "directed primarily to marketing and not to diligence." This is not correct, but is a mischaracterization of that paragraph 8.

5. Paragraph 8 shows that I continued to work on actually reducing to practice the invention "with different designs of doors, including mounted wall unit for eating areas (interior usage)" and as a "Drive-Thru wall unit" with the doors being "mounted on the exterior of an existing building" and was not merely submitting my patent application for marketing purposes. Even a cursory review shows differences between the disclosure of patent application 08/429,583 and the subject matter noted above.

6. Paragraph 11 of the Office Action states that paragraph 12 does not address "the lengthy delay of approximately six weeks between the mailing date and the receipt of the document date-stamped 12/26/95 by the USPTO."

7. Firstly, the United States Patent and Trademark Office received the facsimile copy of this amendment on November 8, 1995 (11/8/95); See, the attachment, PTO Image File Wrapper attached to the Declaration of Eric P. Robins.

8. The Declarant does not know why the United States Patent and Trademark Office delayed until December 26, 1995, to date stamp the mailed confirmation copy of the facsimile of November 8, 1995. However, there was extensive damage in Alabama (which may have included postal delays) because of Hurricane Opal as evidenced in the Preliminary Report Hurricane Opal dated 29 November 1995 (Exhibit B to my previous declaration) reporting damages estimates of 2.1 to 3 billion dollars.

9. With regard to the citations in paragraphs 12-13 regarding Exhibits E, F and G of my previous declarations, the best available copies are again attached.

10. With regard to the Examiner's statement in paragraph 15 of the previous Office Action that diligence has not been shown for the entire period, specifically referring to the dates of

November 12 and 14-16, November 12, 1995, was a Sunday, a worship date for me as a minister as related in paragraph 10 of my declaration. As to November 14-16, this time was spent in continuing my search for the "several sources" of internet/www vending machine patents alleged to be known as mentioned in the November 9, 1995, letter received from Kathy K. Driscoll, attached as Exhibit G to my earlier declaration.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the reissue application or of any reissue patent to issue thereon.

03/01/06  
Date

James A. Satchell, Jr.  
James A. Satchell, Jr.

Residence: Tuskegee, Alabama

Citizenship: United States

Post Office Address: 1490 County Road 36, Tuskegee, Alabama 36083

**EXHIBIT E**

APPLICATION #08/429,583 FILING DATE 08/17/95

Page #6

Laser-Disc Music Video Door (Drink Machine Door)  
Claims

What I claim as my invention is: Something that will inter net/world wide web, most types of vending machines, and the Soda-Machine Door into the entertainment/advertisement World. Soda-machine doors with still facades will surely step aside to customer entertainment; Live News Events, Pre-recorded Music Videos, Live auditions for T.V. Commercials. All possible by a purchase of a soda. I claim these features combined with my design on The Laser-disc Music Video Drink Machine Door,

designed with;

- 1) Video Screen 2) Speakers for Stereo-sound
- 3) Satellite receiver antenna 4) Cameras
- 5) Video Record-Playback 6) Cassette gift-dispenser
- 7) Motion Detectors 8) Multi-Selection Panels
- 9) Adaptors for Internet/World Wide Web reception to Door.

I James A. McMillin, claim this combination Entertainment package design as a replacement door for existing soda machines. On this day 05/36/95.

I, James C. Ditcham, after receiving, Foreign  
Filing License Granted 11/01/95, under 37 CFR 5.15(a)  
subsequently (make modifications, amendments, and supple-  
ments containing additional subject matter to, or divisions  
of, ...). I claim this combination Entertainment/Advertisement  
package design as a replacement Door, for some, and a Primary  
Door for others, for these general public, entertaining, inform-  
ational, futuristic "On-Line" Billboard Vending Machine Doors.  
On this Day 11/3/95.

SA CONTINUED ACT TO THE DRAWINGS

SIGNED 11/8/95, STAMPED BY USPTO IS  
CHANGE OF "MUSIC VIDEO" TO "ON-LINE  
VIDEOS, APPROXIMATE ACT DATE 11/9/95 —  
3/10/95, FIRST LAYER PEGO "ON-LINE VIDEOS

## **EXHIBIT F**

CLAIMS

WHAT I CLAIM AS MY INVENTION IS:

A VENDING MACHINE THAT WILL INTERN WORLD WIDE <sup>WEB</sup> /AMERICAN ON LINE MOST TYPES OF VENDING MACHINES, INTO ENTERTAINMENT/ADVERTISEMENT WORLD.

1. A DISPENSER APPARATUS COMPRISING AD
  - a) MEANS TO ACCESS INTERNET ADVERTISEMENT, (WEB)
  - b) MEANS TO ACCESS LIVE NEWS EVENTS,
  - c) MEANS TO ACCESS ON LOCATION VIDEO/AUDIO OF ANY BUSINESS THAT WOULD CREATE COMPATIBLE DISK FOR PERSONALIZE BUSINESS ACTIVITIES.

ORIGINAL CLAIM ATTEMPT, S. <sup>Original</sup> FROM OLD PATENT (HELP M.

- 2) A DISPENSER ACCORDING TO CLAIM 1 IN WHICH SAID MEANS FOR ACCESS TO MUSICAL WEBSITES.
- 3) A DISPENSER WITH DIRECT LENSES <sup>SST</sup> EXTERNAL SOURCES WITH SAID MEANS FOR ACCESS TO ON-LINE SERVICES.
- 4) A DISPENSER WITH VISUAL RECORD/PLAY MEANS FOR CUSTOMER INTERACTION (SONG - 1

(A) AN ~~YEAR~~ FEATURE WHICH IS EMBODIED  
IN THE PRESENT INVENTION IS ~~PROPOSED~~ ~~PROPOSED~~  
A CAMERA/ MICROPHONE ~~FOR~~ ~~SPECIFICATION~~  
AUDIO/ VISUAL RECORDING NOV. 5, 1995

(B) TWO-WAY AUDIO/ VISUAL ~~COMMUNICATION~~  
AUDITIONAL STREET PERFORMANCES, AND  
NOTE: FURTHER EXPLANATION ~~STAGE-ALONG~~

CUSTOMERS AUDITIONAL STREET PERFORMANCE  
AFTER A CUSTOMER ACCESS THE WEBSITE  
OF A DESIRED RECORDING ARTIST, AN  
OPTION OF AUDITIONING A SELECTION  
FROM THE SONGS AVAILABLE, IS ~~BOUGHT~~ CALLED  
UP. → YES OR NO RESPONSE → IF YES,  
INSERT CD ROM, WAIT FOR ON QUE. 1-2-  
AUDITION STARTS → THE LYRICS  
AND MUSIC COMES ACROSS THE MONITOR  
AT THIS TIME THE CUSTOMER STARTS  
HIGHLIGHTING THE SELECTION, WHILE THE VENDING  
MACHINE RECORDING SYSTEM DOWNLOADS  
THE PERFORMANCE AUDIO/ VIDEO ONTO THE  
CD-ROM, MUSIC FROM WEBSITE ONTO  
CD-ROM & THROUGH STEREO SPEAKERS FOR  
CUSTOMER HEARING, LYRICS FROM WEBSITE  
ON MONITOR FOR CUSTOMER READING, WHILE  
SINGING. AFTER

THE CD-ROM WHICH HAS CAPTURED AUDIO/VIDEO AUDITION OF THE CUSTOMER STREET PERFORMANCE THEN CAN ~~BE~~ FOR AN ~~ADDITIONAL~~ ADDITIONAL COST, ~~BEING~~ BE E-MAILED AUDIO/VIDEO TO A COLA-COMPANY WEBSITE FOR ~~BEING~~ A CHANCE AT THEIR STREET PERFORMANCE ~~BEING~~ TO BE SELECTED FOR A SERIES OF T.V. COMMERCIALS WHICH THE COLA-COMPANY AIRS TO PROMOTE THE USE OF THESE NEW VENDING MACHINES,

(b) TWO-WAY AUDIO/VISUAL COMMUNICATION

THE CUSTOMER WHO HAS NO MUSICAL INTEREST, NO INFORMATIONAL INTEREST, HAS AN OPTION FEATURE WHICH IS EMBODIED IN THE PRESENT INVENTION. "PLAYING THE MATCH MAKING GAME", THIS FEATURE ALLOWS THE CUSTOMER TO ~~BEING~~ "CRUISE - THE ~~VENDING MACHINE-NET~~ VENDING MACHINES FINDS OTHER VENDING MACHINES BEING USED AT THE SAME TIME, IT THEN ALLOWS THE ~~BEING~~ TWO-VENDER-USERS, TO COMMUNICATE IF DESIRABLE, FIRST, THE MACHINE ~~TO~~ ~~THE~~ ~~USER~~ ALLOW THE TWO USERS TO ASK QUESTIONS ABOUT EACH OTHER TYPICALLY, THEN ~~ANSWER~~ AUDIABLY, IF DESIRABLE, THEN VISUALLY IF DESIRABLE, ALL FOR AN ADDITIONAL COST. ~~BY~~ PUTTING VENDING MACHINE-USER IN DIRECT COMMUNICATION WITH EACH OTHER

## EXHIBIT G

*The Coca-Cola Company*

COCA-COLA PLAZA  
ATLANTA, GEORGIA

LEGAL DIVISION

6 YEAR OLD ARGUMENT  
SEPT. 11, 1995 - MAR 27, 2001

November 9, 1995

ADDRESS REPLY TO  
P. O. DRAWER 1734  
ATLANTA, GA 30301  
404 578-6121  
OUR REFERENCE NO.

PENDING PATENT  
CLAIMS TWICE REVIEWED

Mr. James A. Satchell, Jr.  
1490 County Rd. 36  
Tuskegee, AL 36083

Dear Mr. Satchell:

Thank you for your conditions of submission Agreement dated September 18, 1995 concerning your idea for a Laser-Disc Music Video Digital Drink Machine Door (patent application 08/429,583 filed August 17, 1995).

In view of similar activities already underway in this area and the availability of technology in this area from several sources, we have concluded that we would not be in a position to integrate your idea with our other business activities.

You might be interested to know we have a similar type of multi-media interactive drink vending machine on display at The World of Coca-Cola.

We appreciate your interest in The Coca-Cola Company, Mr. Satchell, and your taking the time to contact us concerning this matter.

Sincerely,

*Kathy K. Driscoll*  
Kathy K. Driscoll  
Patent Administrator

kd  
DSR/DA 3/11

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